respectively is based on topography, floodplain and availability of septic drainfields. Drainfields shall be submitted to the Loudoun County Health Department for approval in accord with the Land Subdivision and Development Ordinance (LSDO).

(3) For each conservancy lot of fifty (50) acres or greater in size, one (1) additional dwelling unit shall be included in the determination of density.

#### (H) Open Space Requirements.

- (1) **Minimum Open Space.** The minimum amount of land in a Rural Hamlet devoted to open space and subject to permanent open space easements shall be no less than eight-five percent (85%) of the total land area in the Rural Hamlet. All land not designated as building areas, private access easements, and rights-of-way for roads shall be permanent open space.
- (2) Minimum Open Space Widths Surrounding the Hamlet. There shall be a minimum of 200 feet width of land in open space between the outside boundary of hamlet lot building areas and the tract boundary. There shall be a minimum of 800 feet between the hamlet lot building area boundaries of two hamlets on the same tract. Reduction of these dimensions may be permitted by the Board of Supervisors (see 5-702(L)), upon recommendation of the Planning Commission, based upon a finding that due to the topography, forestation, or presence of prime agricultural soils or environmentally sensitive areas, such reduction will preserve rural vistas, preserve farmland, screen dwellings from existing roads or adjacent properties, or preserve environmentally sensitive areas.
- (3) Maximum Hamlet Building Area Depth. The outside boundaries of the building areas of hamlet lots facing one another across a street shall not exceed 300 feet. The outside boundaries of the building areas of hamlet lots facing one another across a hamlet green/square shall not exceed 550 feet.

#### (I) Utilities and Public Facilities Requirements.

- (1) Water. Hamlet lots shall be served either by:
  - (a) Individual wells on or off each lot, or
  - (b) A communal water system constructed by the developer, or

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- (c) A municipal water system if located within an area designated for such connection in the Comprehensive Plan, or
- (d) Connection with an existing rural village or other public water system.

All water systems shall comply with applicable town, County, State, and/or LCSA standards and requirements, including a commission permit if required by applicable law. As for (a) and (b) above, the Health Department approval of both a safe and adequate water supply system and designated backup well sites based on hydrogeological studies, shall be a precondition to recordation of a record plat establishing a rural hamlet.

- (2) **Wastewater.** Hamlet lots shall be served either by:
  - (a) Individual septic tank drainfields located on or off the lot, or
  - (b) A communal wastewater treatment system constructed by the developer, or
  - (c) A municipal wastewater system, if located within an area designated for such connection in the Comprehensive Plan; or
  - (d) Connection with an existing rural village or other public wastewater treatment system.

All wastewater systems shall comply with applicable town, County, State, and LCSA standards and requirements, including a commission permit if required by applicable law.

- (3) **Fire Protection.** Every hamlet shall satisfy the fire protection standards set forth in the Facilities Standards Manual, or if no such standards are in effect, shall have all weather access road for a pump truck to an adequate pond with a water withdrawal main or to a water tank of sufficient capacity for fire protection.
- (4) **Roads.** Seven (7) rural hamlet lots or less may be served by a private access easement. Twenty-five (25) rural hamlet lots or less may be served by a VDOT fixed generation, tertiary Class II road. All other roads shall be VDOT Class II roads. All other Rural Hamlet roads shall be built to VDOT secondary road standards.

Roads serving two or more hamlets, with a combined traffic loading exceeding 250 vehicles per day, shall generally have two (2) access points to the existing rural road network.

- (a) The Planning Commission may waive the two (2) access requirement upon finding special topographic or other circumstances which preclude implementation, but may in this eventuality require alternative configurations of road design, such as a divided median.
- (b) Further, the Planning Commission may waive the public road standards, thereby allowing up to twenty-five (25) rural hamlet lots to be served by private access easements, should the Planning Commission find that the waiver provisions contained in this section are met. This alternative roadway design option must be requested as part of the subdivision application, and shall not be granted for the sole purpose of circumventing the previously referenced public roadway design criteria. In reviewing any proposed waiver, the Planning Commission shall consider the following:
  - (i) Whether granting of the proposed waiver will adequately provide for access by public safety service (police, fire and rescue services).
  - (ii) Whether granting of the proposed waiver will protect to the greatest extent possible topographic or physical, natural, scenic, archaeological or historical features of significant importance.
  - (iii) Whether the granting of the proposed waiver will be in the public's best interest, specifically with regard to future road maintenance considerations.
  - (iv) Whether the granting of the proposed waiver will meet engineering standards with regard to steep slopes, storm water control, drainage, soil erosion control; mitigate floodplain impacts; assure adequate dust control measures; and will minimize, to the greatest extent possible, the impact on water and air quality on adjoining properties.
  - (v) Whether the granting of the proposed waiver will facilitate orderly and safe road development.

1 2 3			(vi)	Whether the granting of the proposed waiver will minimize the impact of traffic on the existing roadway network.
4 5 6 7			(vii)	Waiver requests shall be considered by the Planning Commission at a public meeting held within sixty (60) days of receipt of such request.
8 9 10		(5)	_	very hamlet lot shall include sufficient parking (which not be paved) to accommodate four (4) cars.
11 12	<b>(</b> J <b>)</b>	Hom	e Owner's Asso	ociation.
13 14 15 16 17		(1)	development ("HOA") whi	amlet or group of rural hamlets comprising a common shall have an incorporated Home Owner's Association ich shall have the right and responsibility to maintain areas and improvements:
18 19			(a) Comm	non open space.
20 21			(b) Privat	te roads, if any, within or serving the rural hamlet.
22 23			(c) Any s	tormwater management ponds or areas,
24 25			(d) Fire p	rotection pond, dry mains, or other improvements; and
26 27 28				other common facilities or improvements as may be nated in the HOA Bylaws.
29 30 31 32 33 34		(2)	shall be estate shall run to maintaining	or septic drainfields and wells located off of the lot olished at the time of the record plat for such lot, and the benefit of the lot served. The responsibility for or replacing such septic fields or wells shall be borne ner served by such easement.
35 36 37 38 39 40 41 42 43	I	(3)	shall be enforapproved by such easemer shall be main should bear However, no from leasing	ent open space easement required in the rural hamlet reced by the County. Such easement shall be in a form the County, and shall provide that, notwithstanding at, the eased portion of conservancy lots or hamlet lots attained by the owners of such lots, and that the County no responsibility or liability for such maintenance, thing contained herein shall prevent such landowners such open space for agricultural or other purposes as section 5-702(D)(2) Open Space Use.
45				

- (4) The Home Owner's Association documents shall be submitted as part of the initial record plat application and shall provide for adequate initial funding and assessments to fund the maintenance of common property and improvements.
- (K) Plat and Deed Notations. Record plats and deeds for rural hamlet subdivisions shall include a statement that agricultural operations enjoy the protection of the Right to Farm Act, Va. Code Section 3.1-22.28 et seq.
- (L) Modification of Regulations.
  - (1) Where there are conflicts between the rural hamlet provisions herein and the general zoning, subdivision or other regulations and requirements, the rural hamlet regulations shall apply.
  - (2) In addition, the Board of Supervisors may allow reasonable modifications to other applicable regulations as follows:
    - (a) These other regulations serve public purposes to a lesser degree than the rural hamlet, or
    - (b) The designs or solutions proposed by the applicant, although not literally in accord with these other regulations, satisfy public purposes to a greater degree, or
    - (c) The strict implementation of these other regulations would prevent well designed rural hamlet development.

Such modifications may be granted by the Board of Supervisors by special exception. Such modifications may be sought prior to filing a preliminary plan of subdivision. The landowner shall include a sketch plan of the proposed hamlet as part of the application for modification and shall demonstrate the reasons for the request.

- (M) Advisory Rural Hamlet Siting and Design Guidelines. Loudoun County recognizes that every rural hamlet design will be a custom response to the unique assets and constraints of each tract. As a consequence, the County has only incorporated in the Rural Hamlet Ordinance those siting and design rules required to preserve open space and to allow the clustering of dwellings. However, the County does wish to encourage design consistent with Loudoun's past in rural Loudoun and appends the following general design guidelines as a suggestion to rural hamlet designers.
  - (1) **Siting.** Rural hamlets should be sited so as to nestle, or blend in a subordinate way, into the existing landscape. Rural hamlets should

not be placed on the crest of a ridge but rather should be located in a dip or depression or on the side of a hill.

- (2) Landscaping. Rural hamlet designs should incorporate a mix of evergreen trees, generally located to the north and west for winter wind protection, and deciduous trees, located to the west and south, for summer shade. Given the time required for trees to attain maturity, existing stands of trees and hedgerows should be incorporated in the new hamlets whenever possible. New plantings of evergreen and deciduous trees should be native to the northern Piedmont, such as yellow poplar, northern red and white oak, hickory, white ash, black gum, hemlock, spruce and eastern red cedar among others.
- (3) Ground Modeling and Screening. In those circumstances where natural contours, subsurface conditions and tract boundaries prevent discreet hamlet placement, hamlet designers should seek to reduce the development's apparent presence by locating earth berms near adjacent roadways and/or planting screens of trees adjacent to existing roads and tract boundaries.
- (4) **Grouping of Structures.** Dwellings in rural hamlets should be placed in proximity to one another and to common wells or facilities.

## Illustration of Hamlet Lot and Building Area

Hamlet Building Area (min. 1/6 ac. max.1/4 acre)

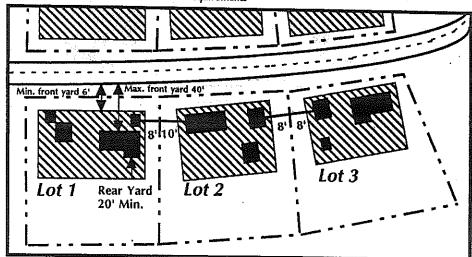


Structure located on **Hamlet Lot Building Area** 

**Hamlet Lot Eased Open Space** 

NOTE: For Illustrative Purposes only-

Refer to Ordinance Text for Requirements

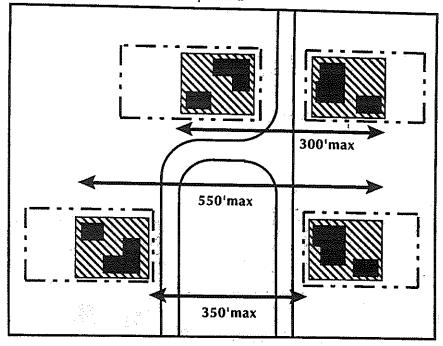


Minimum lot size 10,000 sq. ft.

## **Example of Maximum Widths in Rural Hamlets**

NOTE: For Illustrative Purposes only-

Refer to Ordinance Text for Requirements



## **Example of Hamlet Calculations and Ratios**

### Figure 1. Hamlet Example Summary

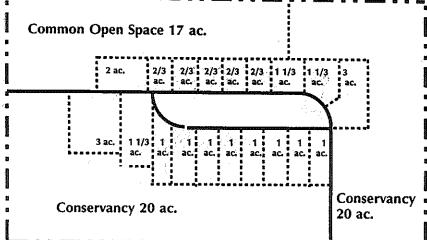
88 ac. / 20 Hamlet and 2 Conservancy lots

90.34% All eased land

NOTE: For Illustrative Purposes only-

Common Open Space 17 ac.

Refer to Ordinance Text for Requirements



#### **Example of Hamlet Calculations and Ratios**

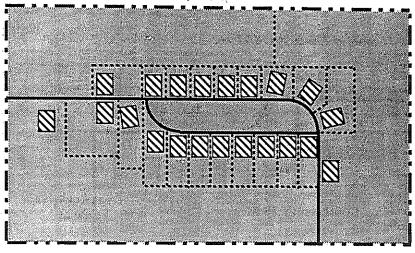
Figure 2. Illustrations of Eased Land and Building Areas in Hamlet

Eased area of Conservancy and Hamlet Lots and Common Open Space

Designated Building Areas

NOTE: For Illustrative Purposes only-

Refer to Ordinance Text for Requirements



1	5-703 Agric	ultural Rural (AR) District Cluster Option.	
2 3 4 5 6 7	<del>(A)</del>	Purpose. The purpose of the Agricultural Rural Option is to provide for residential single family detathe AR-1 and AR-2 districts that addresses conserve accommodates rural economy uses and ensures the residential development is consistent with the open economy uses.	tached development in ation design standards, form and character of
8 9 10	<del>(B)</del> —	General Requirements. The requirements establisections set forth the general and specific standards the AR District Cluster Option.	
11		(1) General. A landowner may exercise the resi	dential cluster option:
12 13		(a) In the AR-1 district: on a site consis 30 contiguous acres.	ting of a minimum of
14 15		(b) In the AR 2 district: on a site consist 60 contiguous acres.	ting of a minimum of
16 17 18 19 20 21 22		For the purposes of this section, contiguous lebroken by a road or a public or private right  (2) Density/Clustering. Under this AR cluster development on the site shall be clusted provisions of this section, and the maximum be:	of way or easement.  option, the residential red according to the
23 24		(a) AR 1 district: 1 lot per 10 acres, Economy Conservation Lands lot.	-including the Rural
25 26		(b) AR 2 district: 1 lot per 20 acres, Economy Conservation Lands lot.	-including the Rural
27 28 29		Accessory dwelling units and guest houses sl dwelling units in the density calculation.	
30 31 32 33	I	(3) Rural Economy Conservation Lands. An the site shall consist of Rural Economy subject to a conservation easement precluding as follows:	Conservation Lands,
34		(a) AR 1 district: 70 percent.	
35 36		(b) AR-2 district: 85 percent.	
37 38	<del>(C)</del>	Residential Cluster and Rural Economy ( Standards. The two elements of the residential clu	

1 2 3 4 5 6 7	The s prelim planni (Cons	ite layo inary p ng requervation Econor	out of lat for a uired to Design	nd (2) the Rural Economy Conservation Lands lot. these elements shall occur during the review of a subdivision, simultaneously with the analysis and site to be undertaken to comply with Section 6 2000 cm). Development of the residential cluster and the inservation Lands shall comply with the following
8 9 10	(1)	eompl	y with	Clusters. Clusters and lots within clusters shall the following standards, except as exempted by $3(C)(1)(e)$ .
11 12 13		(a)	consis	ber of Lots in Cluster(s). Residential cluster(s) shall st of a minimum of 5 lots and a maximum of 25 lots, at that a cluster may consist of fewer than 5 lots if:
14 15			(i)	There will be fewer than 5 lots on the entire site that is to be developed under the cluster option;
16 17			(ii)	In the AR 1 district, the area of the site is less than 50 acres; or
18 19 20 21			(iii)	It is demonstrated that a cluster of fewer than 5 lots will result in greater amounts of contiguous Rural Economy Conservation Lands or result in less denigration of primary conservation areas.
22 23 24 25 26		(b)	where single numb	ber of Clusters. Multiple clusters shall be required the total number of lots on a site is greater than 25. A cluster shall contain all the lots where the total er of lots on a site is 25 or fewer, except that multiple ars may be allowed where:
27 28 29 30			(i)	It is demonstrated that multiple clusters will result in greater amounts of contiguous Rural Economy Conservation Lands or result in less denigration of primary conservation areas; and
31 32 33			(ii)	None of the clusters contains fewer than 5 lots, unless allowed as provided in Section 5-703(C)(1)(a) above.
34		(c)	Dime	nsional Standards of Lots Within Cluster(s).
35 36 37 38			(i)	The area of any individual residential cluster lot shall not exceed 3 acres, except common open space owned by an HOA may exceed the 3 acre maximum lot size.
39 40			(ii)	There is no minimum lot size for a residential lot in the cluster(s).

1 2 3 4		(iii)	Residential structures within the cluster shall be set back a minimum of 100 feet from any lot line adjoining an agricultural, horticultural, or animal husbandry use.
5 6 7 8		(iv)	The residential cluster lots shall be located in a contiguous group, with adjacent and fronting lots oriented towards each other as on a street or along a common area.
9 0 1 2 3 4	(d)	each Conse dwelli systen	Dwelling Unit on a Lot. The only principal use on residential cluster lot, except the Rural Economy prvation Lands lot, shall be one single family detached ing unit, and any accessory uses (including communal ans) allowed for the single family detached unit under ordinance.
.5 6 .7 .8 .9	(e)	<del>permi</del> HOA	Common Area. In addition to the number of lots tted above, a common open space area owned by an may be provided within the DDA, created pursuant to on 6 2000.
29 20 21 22 23 24 25 26	per inc nec Cor be	centage of lude prima cessary to nservation included v	Rural Economy Conservation Lands on the site shall ary conservation area lands and other lands, as may be meet the required percentage. The Rural Economy Lands shall be designed to be contiguous, and shall within one lot. Such lot shall be counted against the mber of lots permitted.
27 28 29	(a)	The f	yed Uses on Rural Economy Conservation Lands. Following uses are allowed on the Rural Economy pervation Lands:
30 31 32 33 34 35 36 37		(i)	The uses allowed on primary conservation area lands on the Rural Economy Conservation Lands are limited to those uses and activities for the respective protected—area—allowed—in the environmental overlay districts or steep slope standards—pursuant to Section 4-1600 (MDOD), Section 4-1900 (LOD), Section 4-1500 (FOD) 2000 (RSCOD)—and—Section—5-1508—(Steep—Slope Standards).
39 40 41 42		(ii)	The uses allowed on the other Rural Economy Conservation Lands are limited to those uses specified below which are subject to the Additional Regulations for Specific Uses in Section 5 600:

1 2 3 4 5 6	1. One single family detached unit (including accessory—uses—such—as—an—accessory—apartment) is permitted, in association with on going—agricultural—uses.—It—shall—be calculated as part of the density allowed on the site under the cluster option.
7 8	2. Permitted Agriculture, Horticulture and Animal Husbandry Uses.
9 10 11	3. Permitted Agriculture Support and Services uses related to Agricultural, Horticulture and Animal Husbandry.
12 13	4. Permitted Group Living uses (except co- housing and rooming houses).
14 15	5. Permitted Conference and Training Center uses.
16 17	6. Agricultural Cultural Center and Fairgrounds uses.
18	7. Permitted Commercial Uses.
19 20 21 22 23	8. Uses and structures accessory to those uses allowed to be developed on Rural Economy Conservation—Lands—pursuant—to—this subsection, consistent with the limitations of the accessory use standards.
24	9. Easements and improvements for drainage.
25	10. Passive open space.
26 27	11. Communal sewer systems and septic systems.
28 29	12. Communal water supply systems, wells, and other water supply systems.
30 31 32	13. HOA structure(s) if the Rural Economy  Conservation Land is owned as common open space by the HOA.
33 34	(3) Cluster Development Relationships.
35 36 37 38 39	(a) Visual Compatibility. The lots and buildings of the residential cluster(s) shall be sited so as to reduce visibility of the cluster(s) from public rights of way and from other cluster(s), by using existing topography, vegetation, distance and other factors to minimize impact. Options include siting lots and buildings sufficiently below

1 2 3 4	ridgelines or treelines that the horizon will remain visually defined by the ridgeline or treeline rather than by the rooftops of the cluster, or placing lots and buildings at the far edge of a field or pasture as seen from a public right of
5 6	way or other cluster so that the view remains defined by an open and rural character.
7	(b) Contiguity of Rural Economy Conservation Lands. The
8	Rural Economy Conservation Lands lot shall be designed
9	to maximize, to the extent feasible, the contiguity of such
10	lands with other Rural Economy Conservation Lands off
11	site.
12	
13	(D) Utility-Requirements.
14	(1) Water. Residential lots may be served with individual wells or by
15	communal water supply systems. Such wells and water supply
16	systems or their components may be located on or off the
17	individual lot, and may be located within the Rural Economy
18	Conservation Lands consistent with the standards of this section
19	and Section 6-2005.
20	(2) Wastewater. Residential lots may be served by communal sewer
21	systems or by septic systems. Such systems and their components
22	may be located on or off the individual lot, and may be located
23	within the Rural Economy Conservation Lands consistent with the
24	standards of this section and Section 6 2005.
25	(E) Fire Protection. The residential cluster shall satisfy the fire protection
26	standards set forth in the Facilities Standards Manual, or if no such
27	standards are in effect, shall have an all weather access road for a pump
28	truck to an adequate pond with a water withdrawal main or to a water tank
29	of sufficient capacity for fire protection as determined by the Director of
30	Building and Development.
31	(F) Roads. The residential cluster lots may be served by a private access
32	easement with gravel road surfaces that comply with standards contained
33	in the Facilities Standards Manual.
34	(G) Ownership and Maintenance of Rural Economy Conservation Lands.
35	The primary conservation areas and other lands on the Rural Economy
36	Conservation Lands shall be owned and maintained in accordance with the
37	provisions of Section 6-2008.
	•

1	(H) Homeowners' Association and Responsibilities.
2 3 4 5 6	(1) The cluster development shall have an incorporated Homeowners' Association ("HOA") if any of the following areas or improvements are present within the cluster development. The HOA shall have the right and responsibility to maintain the areas or improvements.
7 8	(a) Common areas within the cluster, if any, that are not part of the required Rural Economy Conservation Lands;
9 10	(b) The Rural Economy Conservation Lands, if owned by the HOA;
11 12	(c) Private roads, if any, within or serving the cluster development;
13	(d) Any stormwater management ponds or areas;
14	(e) Fire protection pond(s), dry mains, or other improvements;
15 16	(f) Such other common facilities or improvements as may be designated in the bylaws of the HOA.
17 18	(2) Prior to approval of a record plat for subdivision for the cluster:
19 20 21 22 23 24 25	(a) The landowner shall submit documents for the creation of the HOA to the County for review and approval, including its bylaws, and all documents governing ownership, maintenance, and use restrictions for common areas, including a legal description of such areas and a description of restrictions placed upon the use and enjoyment of the land.
26 27 28 29 30	(b) The landowner shall agree that the association shall be established by the landowner or applicant and shall be operating (with financial subsidization by the owner or applicant, if necessary) before approval of first record plat for the property; and
31 32 33	(c) Membership in the association shall be automatic (mandatory) for all purchasers of dwelling units therein and their successors in title.
34 35 36 37 38 39	(I) Recognizing Protection by Right to Farm Act. Record plats and deeds authorized pursuant to this section shall include a statement that agricultural operations enjoy the protection of the Right to Farm Act (Va. Code Section 3.1-22.28 et seq.) on the Rural Economy Conservation Lands.

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## 5-704 Common Open Space for Permitted Urban Clusters as permitted in various sections contained in Article III and Article IV of this Zoning Ordinance.

- (A) Common open space shall be designed to constitute a contiguous and cohesive unit of land which may be used for active or passive recreation by residents.
- (B) Common open space shall be accessible to all permitted uses and all residential units within the subject development and shall be located within a reasonable walking distance of such units.
- (C) All common open space shall be permanently reserved, managed, and maintained as open space by a means acceptable to the Board of Supervisors, and at no cost to the County.
- (D) No major floodplain shall be included in calculating the amount of common open space required.

Board of Supervisors charlges July 18, 2006 with 9/6/06

SECTION 5-1204(D) - SIGN REQUIREMENTS MATRIX

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SECTION 5-1204(D) - SIGN REQUIREMENTS MATRIX		LAND USE/ SIGN CATEGORY (or similar) (See Note 6)	(3) COMMERCIAL/OFFICE	(c) (PD-CC(CC))	Planned Development	Community Center -	Entrance Signs and	Entrance Signs for	Commercial Developments	In PD-TC, PD-TT, PD-UC	PD-TRC, PD-TREC	PD-RV and PD-CV Districts	(d) (PD-CC(CC))	Planned Development	Community Center -	Tenant Signs and Tenant	Signs for Business in PD-TC	PD-TT, PD-UC, PD-TREC	PD-TRC, PD-RV, PD-CV Districts	(e) (PD-CC (SC) &(RC))	Planned Development	Small Regional Center and	Regional Center -	Entrance Signs	(f) (PD-CC(SC) & (RC))	Planned Development	Small Regional Center and	Regional Center - Tenant	Signs (Freestanding Building	with up to 4000 SF floor area)

Section 5-1204(D) Signs

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REQUIREM		Max. Mumber of Signs	SIGNS (Continued)	1/facade,	no more than	3 signs			4/million contractor	1/public entrance	or building					1/public entrance	of building				1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	of huilding	n i				2/vehicular	entrance
(D) - SIGN		Fotal Aggregate Sign Area							1000	1000					1	100 SF					10 000							
SECTION 5-1204(D) - SIGN REQUIREMENTS MAT		LAND USE/ SIGN CATEGORY (or similar) (See Note 6)	(3) COMMERCIAL/OFFICE	(g) (PD-CC(SC)&(RC))	Planned Development	Small Regional Center and	Regional Center-Tenant	Signs (Freestanding Building	with over 4000 SF floor area)	(h) (PD-CC(SC) & (HC))	Planned Development	Small Regional Center and	Regional Center-Tenant	Signs (In Line Structure	Will up to 4000 Sr 11001 alea)	(i) (PD-CC(SC) & (RC))	Planned Development	Small Regional Center and	Regional Center-Lenant	Signs (In Line Structure with	thought the control aleay	() (PD-CC(SC) & (RC)) Planned Development	Small Regional Center and	Regional Center-Tenant	(In Line Structure with over	15000 SF floor area)	(k) PD-OP and PD-RDP	Development Entrance Signs

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PAGE 6		Max. Height (See Note 3) Additional Requirements		8 FT	Roofline Sign must be located	at the top floor of	building, otherwise	max. area of sign is	20 SF. Name and	message of signs on	each façade must be	the same.	Roofline Sign must be located	at top floor of building,	otherwise max. area	of sign is 20 SF. Name	and message of signs	on each façade must	be the same.	Roofline Sign must be located	at top floor of building,	otherwise max, area	of sign is 20 SF. Name	and message of signs	on each façade must	be the same.
		Type Permitted		Freestanding	Building	Mounted					٠.		Building	Mounted						Building	Mounted					:
		Min. Setback From R.O.W. (See Note 2)		10 FT																						
		Illumination Permitted		Backlight or White Light	Backlight								Backlight							Backlight						
	unted tructure	Max. Height of Background Structure		8 FT																						
* *	Ground Mounted Background Structure	Max. Area of Background Structure		45 SF																						
**DRAFT**		sunoa Multiplier (See (t stoM		1.5																						
*	Ground Mounted Sign	Max. Area of Any One Sign		30 SF												-										
TRIX	Ground Si	Bonus Multiplier		<del>.</del> c.																						
TENTS MA		Max. Area of Any One Sign		20 SF	40 SF								50 SF							60 SF						
REQUIREN		Max. Mumber of Signs	SIGNS (Continued)	1/vehicular entrance	1/facade								1/facade							1/facade						
t(D) - SIGN		ejsgeregate serA ngi2	ICE SIGNS ((	60 SF	160 SF								200 SF							240 SF						
SECTION 5-1204(D) - SIGN REQUIREMENTS MAT		LAND USE/ SIGN CATEGORY (or similar) (See Note 6)	(3) COMMERCIAL/OFFICE	(I) Office - Freestanding Building Entrance Sign	(m) Office - Building ID Sign	(1-3 stories)							(n) Office - Building ID Sign	(4-5 stories)						(o) Office - Building ID Sign	(6 + stories)					

Section 5-1204(D) Signs

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PAGE 8		Requirements						be located	at top floor of building,	otherwise max, area of	OL.	be located	at top floor of building,	otherwise max, area of sign is 20 SF.	be located	at top floor of building,	otherwise max, area of					yb,	menu does not count
		IsnoitibbA			1			Roofline Sign must be located	at top floor	otherwise	Sigil is 20 or	Roofline Sign must be located	at top floor	sign is 20 SF.	Roofline Sign must be located	at top floor	otherwise	o o o o o o o o o o o o o o o o o o o				Drive-through	Roofline menu does not count
		Max. Height (See Note 3)		8 FT	Roofline	15FT		Roofline				Roofline			Roofline			15日		Roofline		15 FT	Roofline
		Type Permitted		Freestanding	Building	Freestanding		Building	Mounted			Building	Mounted		Building	Mounted		Freestanding		Building	Mounted	Freestanding	Building
		Min. Setback From R.O.W. (See Note 2)		5 FT		10 FT												10 FT		***************************************		10 FT	
		Illumination Permitted		Backlight, None In	Residential	Backlight	or White Light	Backlight	,			Backlight			Backlight			Backlight	or White Light			Backlight	
	unted tructure	Max. Height of Background Structure		6 FT		8 FT												8 FT				8 FF	
*	Ground Mounted Background Structure	Max. Area of Background Structure		15 SF		45 SF												45 SF				45 SF	
**DRAFT**	Back	sunoa Multiplier (See 1)		7.5		1.5												1.5				1.5	
* *	Ground Mounted Sign	Max. Area of Any One Sign				30 SF												30 SF				30 SF	
TRIX	Ground Si	Bonus Multiplier				1.5												1.5				1.5	
IENTS MAT		Max. Area of ngi2 anO ynA		10 SF		20 SF		40 SF				50 SF			60 SF			20 SF	·	60 SF	20 SF	20 SF	
REQUIREM		Max. Mumber of Signs	ontinued)	2		1/vehicular	entrance	1/facade,	no more than	3 signs		1/facade,	no more than	suĝis s	1/facade,	no more than	3 signs	2		-	1 per screen	3	
(D) - SIGN		Fotal Aggregate	CE SIGNS (C	20 SF				90 SF				-30 SF			90 SF							60 SF	
SECTION 5-1204(D) - SIGN REQUIREMENTS MA		LAND USE/ SIGN CATEGORY (or similar) (See Note 6)	(3) COMMERCIAL/OFFICE SIGNS (Continued)	(v) Child Care Center		(w) Hotel. Motel and	Conference Center - (freestanding) Entrance Signs	(x) Hotel, Motel and	Conference Center	(1-3 stories)		(y) Hotel, Motel and	Conference Center	(4-5 stones)	(z) Hotel, Motel and	Conference Center	(6+ stories)	(aa) Movie Theaters -	Theater Name Entrance Sign	Theater Name Building Sign	Movie Title Building Sign	(bb) Restaurant -	(Freestanding Building with

July 18, 2006 with 9/6/06 Board of Supervisors changes

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	) - (a) +			Ground Mounted	Mounted	ed Grou	Ground Mounted	nted				:	
				Sign	Ju.	Backe	Background Structure	ructure					
LAND USE/ SIGN CATEGORY (or similar) (See Note 6)	otal Aggregate senA ngi2	Max. Mumber of Signs	Max. Area of Any One Sign	Bonus Multiplier	Max. Area of Any One Sign	sonus Multiplier (See Mote 1)	Max. Area of Background Structure	Max. Height of Background Structure	noitenimulll bettimre9	Min. Setback From R.O.W. (See Note 2)	Type Permitted	Max. Height (See Note 3)	IsnoitibbA stnəməriupəЯ
RCIAL/OFF	(3) COMMERCIAL/OFFICE SIGNS (Continued	ontinued)											
(cc) Restaurant -	120 SF	3	20 SF	1.5	30 SF	1.5	45 SF	8 FT	Backlight	10 FT	Freestanding	15 FT	Drive-through
(Freestanding Building with			freestanding										menu does not count
over 4000 SF floor area)			60 SF								Building	Roofline	Roofline toward sign area.
			bldg mounted								Mounted		
(dd) Restaurant -	2 SF/	1/facade,	60 SF						Backlight		Building	Roofline	Roofline Drive-through
(In Line Structure)	linear foot of	no more than									Mounted		menu does not count
	puilding	3 signs		·						**********			toward sign area.
	frontage												
(ee) Restaurant Drive-	30 SF	2	20 SF	1.5	30 SF						Freestanding	5 FT	Must be screened
Through Menu					•						Mounted		from all roads.
(ff) Business in A-3, A-10,	10 SF	2/lot	10 SF						None	5FT	Freestanding	8 FT	
AR_JLMA, TR											Building		
and CR Districts											Mounted	4	
(gg) Business in R-C District	40 SF	8	20 SF						None	5FT	Freestanding	ᇥ	
											Building Mounted		
(hh) Business in R Districts	4 SF for lots ∠	1 for lots <_	4 SF						None	SFT	Freestanding	8 FT	
_	10 acres;	10 acres;											
	8 SF for lots >	2 for fots >									Building		
	:												

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Section 5-1204(D) Signs

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iA .xsM onO ynA ono8
(For Temporary Real Estate Signs, See Number 6 Below)
4 SF
Reasonable 4 SF
determined by
Administrator.
1/contractor per 20 SF
10 SF

Communication   Communicatio	SECTION 5-1204(D) - SIGN REQUIREMENTS MATRIX	4(D) - SIGN	I REQUIREM	ENTS MA	ÄX	Ω *	**DRAFT**							PAGE 12
Sign Single Service of the figure any lot of ten (10) acres and any lot of ten (10) acres of ten (10) acres of ten (10) acres of ten (10) acres of ten (10) acres of ten (10) acres of ten (10) acres of ten (10) acres of ten (10) acres of ten (10) acres of ten (10) acres of any lot of ten (10) acres o					Ground N	ounted	Grou	nd Mour	ited					
Total Aggregate Sign Area of Background State right-of-way any lot in excess of len (10) acres; 2 of len (10) acres; 2 of len (10) acres; 2 of len (10) acres of len (10) acre					Sig	L.	Backgr	ound Str	ucture					
12 SF	LAND USE/ SIGN CATEGORY (or similar) (See Note 6)					ngi2 ənO ynA	Multiplier (See	Background Structure	Background		From R.O.W.	Type Permitted		
Up 10 10 acros   1	(6) REAL ESTATE SIGI	SN									500 SS (500 US)			e del como del solo sem partirale edende
12 SF   2 6 SF   more than 10 acres   1/0 Achicular   20 SF   Freestanding   6 FT   Fr	(a) Real Estate -	6 SF	-	6 SF						None	5 FT	Freestanding	6FT	
more than 10   acres   6 SF   combined for all   2 SF   combined for all   2 SF   combined for all   2 SF   combined for all   2 SF   combined for all   2 SF   combined for all   2 SF   complete for all   2 SF   combined for all   2 SF   combined for all   3 SF   3	Residential For Sale Sign	up to 10 acres												
move than 10   acres   labeled   l		12 SF	2	6 SF										
Acres   1/vehicular   20 SF		more than 10												
State right-of-way   1 (upon any lot of see strain to acres); 2 upon any lot in excess of ten (10) acres.   1 (upon any lot of see strain to acres); 2 upon any lot in excess of ten (10) acres.   100/lotal   2 SF	(A) Doc Gatato	acres	1 Anabianlar	30 GE						None	A ET	Fraestanding	В ЕТ	Area of all real estate
subdivision from state right-of-way subdivision from state right-of-way  n 1 (upon any lot of 20 SF less than 10 acres); 2 upon any lot in excess of ten (10) acres.  ny 4/property 4 SF locombined for all builders per project and any lotation and any lotation and ten (10/lotation and 10/lotation and 10	(b) Real Estate - Desiderita		יאפוונכוומו	P 02							-	Sim messi	-	area of an Iean estate
state right-of-way         State right-of-way         None         5 FT         Freestanding         6 FT           n         1 (upon any lot of sex); 2 upon any lot in excess         acres); 2 upon any lot in excess         bright of ten (10) acres.         bright of ten (10) acre	Subdivision		entrance to											signs within the
State right-of-way   State right-of-way   State right-of-way			subdivision from											subdivision which front
1 (upon any lot of 20 SF   Freestanding 6 FT   Freestanding 4 FT			state right-of-way											on a public highway
1 (upon any lot of   20 SF														shall be no more than
1 (upon any lot of 20 SF   Freestanding 6 FT   Freestanding 7 FT   Freestanding 6 FT														rour (4) square reet per
1 (upon any lot of 20 SF   Freestanding 6 FT     less than 10														lot tronting on the highway.
less than 10   acres): 2 upon arcress   2 upon any lot in excess   2 upon any lot in excess   4 SF   2 SF   2   4 SF   2   4 SF   2   4 SF	(c) Real Estate -		1 (upon any lot of	20 SF						None	5H	Freestanding	6 FT	
acres); 2 upon any lot in excess of ten (10) acres.  In any lot in excess of ten (10) acres.  In any lot in excess of ten (10) acres.  In any lot in excess of ten (10) acres.  In any lot in excess of ten (10) acres.  In a lot in excess of ten (10) acre	Commercial For Sale Sign	- 1.1° - 2.1°	less than 10											
Iny         4 /property         4 SF         None         5 FT         Freestanding         4 FT           combined for all builders per project         builders per project			acres); 2 upon		*****									
Iny         4 /property         4 SF         None         5 FT         Freestanding         4 FT           combined for all builders per project         builders per project			any lot in excess											
10/lotal			of ten (10) acres.											
combined for all builders per project         Logical builders per project         Leestlanding 4 FT	(d) Real Estate - Temporary		4 /property	4 SF						None	5FT	Freestanding	4 FT	Conditions apply
10/lotal         2 SF         Freestanding         4 FT           combined for all builders per project         Project         Project	Open House - Off-Site												1	(see note 4).
combined for all builders per project	(e) Non-PD District Project		10/total	2 SF						None	5 FT	Freestanding		Conditions apply.
builders per project	Directional Signs - Off-Site		combined for all											(see note 5).
project			builders per					•••••••						
			project											

SECTION 5-1204(D) - SIGN REQUIREMENTS MATRIX

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Signs  Max. Area of Any One Sign  Any One Sign  ance  ance	Max. Area Signs of identifying areas, img areas, wing areas, Eventrance of SF	Ground Mounted Ground Mounted Sign Background Structure	Bonus Max. Area of Any One Sign Bonus Multiplier (See Max. Area of Multiplier (See Max. Area of Background Structure Background Structure Max. Height of From R.O.W. (See Note 2) Type Permitted Type Permitted Type Permitted	Not regulated.		Not regulated.	Freestanding Building Mounted As Permitted in Section 5- 1202(A)(3)	White Light Bounted Bounded Bounded Building 5 FT Signs shall contain no Mounted Advertising.	2 120 SF 5 FT Backlight or 10 FT Ground 5 FT One-side only; signs White Light Mounted shall contain no	advertising.
se identifying tions such estrooms, img areas, 2/vehicular entrance	SIGNS  Truse identifying locations such as restrooms, loading areas, etc.  2/vehicular entrance	Max. Area of Any One Sign Any One Sign Bonus Multiplier (See Mote 1) Max. Area of Background							120 SF	
		Signs of Signs Signs Max. Area of Physics of Signs					2 SF	se identifying ktions such estrooms, iing areas,		TCA

## SECTION 5-1204(D) - SIGN REQUIREMENTS MATRIX

# 1. Whenever a bonus multiplier is used for ground mounted signs, a landscaped base with a minimum depth of 36 inches on a side, must be maintained GENERAL NOTES

- 2. All signs must be set back the minimum distance from the road right-of-way, as specified, unless a greater setback is required by the Code of Virginia.
- 3. The maximum height column does not apply when ground mounted bonus' are obtained. Use the maximum height column for Ground Mounted Background Structure.
- 4. The following conditions shall apply for permitted "Real Estate-Temporary Open House Off Site" signs.
- a. Signs shall be located only at controlled intersections where there is a change in direction.
- b. Signs shall be placed on private property only.
- c. Signs shall be in place only during hours the house is open plus one hour before and two hours after the event.
- d. Signs may be used for two (2) days on the weekends and three (3) days in the case of a holiday failing on a Monday, as well as one-half (1/2) day during the week.
- e. The owner for the house or his/her designated agent must be present for the duration of the open house hours.
- f. Signs shall include a company name with direction arrow.
- g. Signs shall consist of a metal frame with composition sign of a semi-permanent type.
- h. Homeowners or their designated agent may not use "Non-PD District Project Directional Signs Off-Site".
  - 5. The following conditions shall apply for permitted Non-PD District Project Directional Signs Off-Site.
    - a. The location of signs must be approved by the County at the time of the sign permit application. b. Signs shall be located only at controlled intersections where there is a change in direction.

      - c. Signs shall be placed on private property only.
- d. Signs shall not be permitted on any arterial road, nor on any road listed in Section 5-900 of this Ordinance.
- e. The signs may be installed after sundown Friday night and must be removed by sundown on Sunday. If Monday is a legal holiday, the signs may remain until sundown Monday.
  - f. The signs must be made of a permanent material, signs made of paper or cardboard are hereby specifically prohibited
- g. Builders may not use "Non-PD District Directional Signs Off-Site in combination with "Real Estate-Temporary Open House Off-Site" signs.
- 6. In selecting the most appropriate land use/sign category, the more specific listing would take precedence.

#### Section 5-1400 **Buffering and Screening.** 1 2 5-1401 **Purpose.** The purpose and intent of this Section is to facilitate the creation of a 3 convenient, attractive and harmonious county; to conserve natural resources 4 including adequate air and water; to preserve the character of an area by 5 preventing or mitigating the harmful effects of one use on another use; and to 6 preserve and promote the health, safety and general welfare to the public. More 7 specifically, this Section is intended to mitigate the effects of uses on adjacent 8 uses by requiring a screen and/or buffer between the uses in order to minimize the 9 harmful impacts of noise, dust and other debris, motor vehicle headlight glare or 10 other artificial light intrusion, and other objectionable activities or impacts 11 conducted on or created by an adjoining or nearby use. Also, this Section is 12 intended to require the landscaping of parking lots in order to reduce the harmful 13 effects of heat and noise and the glare of motor vehicle lights; to preserve 14 underground water reservoirs and to permit the return of precipitation to the 15 ground water strata; to enhance the natural drainage system and ameliorate storm 16 water drainage problems; to reduce the level of carbon dioxide and return pure 17 oxygen to the atmosphere; to prevent soil erosion; and to provide shade. 18 19 5-1402 Applicability. 20 21 The provisions of this Section shall apply to all development where site 22 (A) plans and/or subdivisions are filed in accordance with the provisions of 23 Section 6-700 of this Ordinance or the Land Subdivision and 24 Development Ordinance. 25 26 The provisions of this Section are intended to complement the (B) 27 regulations of Section 5-1300 of this Ordinance. Trees planted to fulfill 28 the Canopy requirements of Section 5-1300 may also fulfill the 29 Buffering and Screening requirements of this Section. However, where 30 any provision of this Section imposes restrictions or standards different 31 from those of Section 5-1300 or any other County ordinance or 32 regulation or other provision of law, whichever provisions are more 33 restrictive or impose higher standards shall control, unless the intent is 34 clearly otherwise. 35 36 37 5-1403 Standards. The following standards shall apply to the installation and maintenance of all landscaping and screening required by the provisions of this 38 Section. 39 40

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(A)

The planting and maintenance of all trees and shrubs shall be in

accordance with the provisions of Facilities Standards Manual, and the

following requirements:

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- (1) The installation of all landscaping shall be done following the procedures established by the American Association of Nurserymen.
- (2) At the time of planting, all canopy trees shall have a minimum caliper of one (1) inch dba, and all understory trees shall have a minimum height of six (6) feet. Evergreen trees shall be a minimum of six (6) feet in height. Evergreen shrubs shall have a minimum height of thirty (30) inches. Dwarf deciduous shrubs shall have a minimum height of eighteen (18) inches.
- (B) Existing vegetation which is suitable for use in compliance with the requirements of this Section, when supplemented by new vegetation, if needed, so as to provide buffering and screening in accordance with the purpose and intent of this Section, may and should be used as required planting.
- (C) In addition to the standards set forth in this Section, the Board of Supervisors or the Board of Zoning Appeals may require more stringent requirements as part of an approval action of a special exception, variance, or as part of proffered conditions.
- (D) All landscaping shall permit site distances consistent with all current code requirements of Loudoun County and VDOT.

#### 5-1404 Landscaping Plan.

- (A) Except as permitted by the provisions of Section 5-1305 below, a landscaping plan, including a parking lot landscape and screening plan, shall be submitted as part of every final site plan required by the provisions of Section 6-701.
- (B) Such landscaping plans shall be drawn to scale, including dimensions and distances, and shall delineate existing and proposed buildings, parking spaces or other vehicle areas, access aisles, driveways, and the location, size, and description of all landscaping materials and the installation schedule if materials are to be installed in phases extending beyond 90 days from the date of occupancy of the building or structure to which they are appurtenant.
- (C) The landscaping measures, as required by this Section shall be shown on such initial plan and shall be completed or bonded in accord with current County policy according to specifications prior to approval of any Certificate of Occupancy.

1 2	5-1405	Buffer Y	Yards and Screening, General Provisions.
2 3 4 5 6 7		(A)	Buffer yards and screening shall be provided in accordance with the Buffer Yard and Screening Matrix set forth in Section 5-1414(A), and in accordance with the provisions of this Section and Section 5-1407 and 5-1408 below.
8 9 10 11		(B)	Buffer yards and screening shall be provided within the zoning district and on the lot whose use is indicated in the left column of the matrix where it is contiguous or across the street from land used or zoned for uses indicated across the top of the matrix.
12 13 14 15 16 17 18 19 20		(C)	Where the structure or lot or development is to contain more than one use or category of uses as presented in the matrix, the more stringent requirements of the matrix shall apply; provided, however, that the Zoning Administrator may reduce and/or modify the requirements of the matrix upon a finding that the need for the more stringent requirements has been partially mitigated or eliminated by the arrangement of uses.
21 22 23 24		(D)	The uses in the matrix are listed in abbreviated form. Other similar uses, as may be included in a listing presented in the district regulations, shall be subject to the same regulations as are presented for a use listed on the matrix.
25 26 27 28 29		(E)	In those instances where a proposed use and/or an existing use on the abutting property is not listed in the matrix, the Zoning Administrator, using the matrix as a guide, shall determine to what extent buffering and screening shall be provided.
30 31 32 33 34		(F)	In addition to the standards set forth in herein for a particular use, all uses allowed by special exception, or variance in a given district, shall be required to provide buffer yards as determined by the BZA or Board of Supervisors, as the case may be, using the matrix as a guide.
35 36 37 38 39	5-1406	yard req	ination of Buffer Yard Requirements. To determine the type of buffer uired between two (2) adjacent parcels or between a parcel and a use street, refer to the buffer yard and screening matrix, and identify the ard required pursuant to one of the following procedures:
40 41 42 43		(A)	Proposed development adjacent to an improved property that is a pre-existing use which existed prior to the effective date of this Ordinance.

- (1) If the proposed use is in the same land use category or is a more intensive than the pre-existing use, the proposed use must provide the buffer yard type as required by the Buffer Yard and Screening Matrix.
- (2) If the proposed use is less intensive than the pre-existing use, the proposed use must provide the buffer yard type that would have been provided by the existing more intensive use as if it were subject to the requirements herein.
- (3) The Zoning Administrator may waive reduce and/or modify the requirement if it presents a substantial hardship or is considered unnecessary as identified in Section 5-1409.
- (B) Proposed development adjacent to a use developed subsequent to the effective date of this Ordinance. The proposed use must install plant units in order to bring the total buffer yard required between the two uses into conformance with the Buffer Yard and Screening Matrix.
- (C) Proposed Development Adjacent to a Vacant Property. To determine the buffer yard type for a proposed development which will be constructed adjacent to vacant land, the Zoning Administrator must first make a determination on the probable future use of the adjacent vacant land, using the Comprehensive Plan, Zoning Ordinance and Zoning District Map.
  - (1) If the proposed use is more intensive than the probable future use of adjacent vacant land, as determined by the Zoning Administrator, then the proposed use must provide a buffer as required by the Buffer Yard and Screening Matrix.
  - (2) If the subsequent use of the adjacent vacant land is more intensive than the probable use determined by the Zoning Administrator, and the subsequent use is required to provide a buffer prescribed in the Buffer Yard and Screening Matrix, the buffer yard installed by the first use may be taken into consideration by the Zoning Administrator in considering a reduction of required buffer.
  - (3) If the subsequent use of the adjacent vacant land is less intensive than the probable use determined by the Zoning Administrator, the subsequent use must install the difference between the plant units installed by the pre-existing adjacent use and the number of plant units required by the Buffer Yard and Screening Matrix.

(4)	If the proposed use is less intensive than the probable future
	use of the vacant land, as determined by the Zoning
	Administrator, no buffer yard shall be required of the proposed
	use.

- (D) Contractual Reduction of Buffer Yard Abutting Vacant Land. When a land use is proposed adjacent to vacant land, the owners of both parcels may enter into a contractual relationship to provide for a buffer yard equivalent to the buffer yard which shall ultimately be required. Such a contract shall include:
  - (1) A statement by the owner of the vacant land of an intent to develop at no greater than a specified land use category consistent with reduced buffer yards.
  - (2) An agreement that the owner of the vacant land assumes all responsibility for additional buffer yards required by the development of his parcel with a more intense use than had been agreed upon.
  - (3) The contract shall be in the form of a covenant or deed restriction, recorded in the Office of the Clerk of the Circuit Court of Loudoun County, Virginia, which shall run with the land.

#### (E) Special Situations.

- (1) When the adjacent land is used for a wayside stand or other temporary use, the buffer yard type shall be determined as if the adjacent property were vacant as provided in Section 5-1406(C).
- (2) If any property adjoins any existing or planned arterial road, except in the A-3, A-10, AR-1 or AR-2 district, the required buffer yard shall be in accordance with Buffer Yard Type 3, however, such buffer yard landscaping shall be supplemented by a landscaped earthen berm at least four (4) feet in height and not to exceed a slope of 2:1. This requirement may be waived modified, and/or reduced, or the location of the required berm may be adjusted by the Zoning Administrator, where necessary to preserve existing mature trees. No buffer yard shall be required for the A-3 and A-10 districts where such property adjoins any existing or planned arterial road.

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(3) If any adjoining property is located within a zoned municipality, the Zoning Administrator shall investigate the applicable municipal zoning district regulations and shall determine which district established by this Ordinance is most equivalent. Requirements for buffer yards shall then be the same as if the adjoining property were zoned in the equivalent County zoning district.

## 5-1407 **Buffer Yard and Screening Requirements.**

- (A) **Location.** Buffer yards shall be located along the perimeter of a lot or parcel. Where a parcel extends into the center line of an existing road, the buffer yard shall begin at and extend inward from the ultimate rightof-way line of said road. Buffer yards shall extend to the lot line, parcel boundary or rights-of-way line, except where easements, covenants or natural features may require the buffer yard to be set back from the property line, in which event the buffer yard shall be in addition to such easements, covenants or natural features. Buffer yards shall be provided within the required minimum yard setback areas. If the minimum buffer width is larger than the yard setback, the minimum buffer width must be provided.
  - (1) In the case of driveways, parking areas, and accessory structures permitted within required yard setbacks, at least fifty (50) percent of the area of the required minimum yard setback area shall consist of permeable materials.
  - If parking and/or loading is permitted within the required (2)minimum yard setback area, then Section 5-1413 "Parking Lot Landscaping and Screening Requirements" shall prevail.

## Screening Requirements in Buffer Yards. (B)

- (1) Buffer yard requirements are stated in Section 5-1414(B).
- (2)Those plant materials identified in Section 5-1414(C) or their equivalents shall satisfy the requirements of this Section.
- (3)Whenever a wall, fence, and/or berm is required within a buffer yard, they shall be provided in addition to the plant units required.

1	5-1408		Buffer Yards. A buffer yard may be used for passive recreation and it
2			ontain pedestrian, bicycle or equestrian trails, provided that: a) minimal
3			naterials are eliminated, b) the total width of the buffer is maintained, and
4			other regulations of this Ordinance are met. Utility easements may be
5			ed within buffer yards provided that the utility requirements and buffer yard
6		-	ements are compatible and canopy trees are not planted within said
7			ent. Vehicular entrances may cross a buffer yard. Signs, pursuant to
8		Section	n 5-1200, may be located in the buffer yards.
9			
10	5-1409	Buffer	Yard Waivers and Modifications. Buffer yard requirements may be
11		waive	d or modified by the Zoning Administrator in any of the following
12		circum	stances. The Zoning Administrator may attach conditions to any waiver or
13		modifi	cation in order to assure that the results of the waiver or modification will
14		be in a	ccordance with the purpose and intent of this Section.
15			
16		(A)	Where the strict provisions of this Section would reduce the usable area
17			of a lot configuration or size to a point which would preclude a
18			reasonable use of the lot, buffer yards may be waived, reduced and/ or
19			modified by the Zoning Administrator, upon showing that the building
20			and/or the yard has been designed to minimize adverse impact through a
21			combination of architectural, landscape and/or other design techniques.
22			
23		(B)	The Zoning Administrator may waive, reduce and/or modify buffer yard
24			requirements if in his opinion the topography of the lot providing the
25			buffer yard and the lot being protected is such that the required buffer
26			yard would not be effective.
27			
28		(C)	The Zoning Administrator may waive, reduce and/or modify buffer yard
29			requirements for single family attached dwelling units where a six (6)
30			foot permanent fence has been provided to enclose a privacy yard (for
31			rear yards and side yards) and such fence is architecturally designed and
32			coordinated with landscape techniques to minimize adverse impact to
33			adjacent properties.
34			
35		(D)	The Zoning Administrator may waive, reduce or modify buffer yard
36			requirements for any public use when such use has been specifically
37			designed to minimize adverse impact on adjacent properties.
38			- · · · · · · · · · · · · · · · · · · ·
39		(E)	Buffer Yard Exceptions. When a land use is proposed adjacent to a
40			lake, wetland, or other natural area, which is to remain undeveloped,
41			and which is at least three hundred (300) feet in width, the Zoning

1			Administrator may waive, reduce, and/or modify the buffer
2 3			requirements provided the intent of these regulations are preserved.
4		(F)	The Zoning Administrator may waive, reduce and/or modify buffer yard
5			requirements for side and rear yards where lots zoned MR-HI, GB, PD-
6			IP, PD-GI, MR-HI or CLI abut, upon finding that such waiver, reduction and/or modification is designed to complement proposed development
7 8			of existing or proposed uses. In any case, a screen wall of a minimum
9			six (6) foot in height or buffer yard shall be constructed where such side
.0			or rear yard is visible from the public right-of-way.
.1			to total years of the second and product angles
2		(G)	The Zoning Administrator may waive, reduce and/or modify buffer
3			requirements for a telecommunications monopole which is co-located
4			on a facility which is owned or controlled by a public use or fire and/or
5			rescue company, or in areas planned or zoned for employment and
6			industrial uses where such use is permitted by right, provided the site is
17			architecturally designed and coordinated with landscape techniques to
18			minimize adverse impacts to adjacent properties.
19 20		(H)	The Zoning Administrator, upon recommendation by the Loudoun
21		(11)	County Sheriff's office, may waive, reduce or modify the screening
22			requirements for any school use, upon finding that the screening
23			requirements obstruct visibility and create a security concern.
24			,
25		(I)	In the A-3, A-10, AR-1, and AR-2 zoning districts, the Zoning
26			Administrator may permit the required buffer to surround the proposed
27			use, rather than to be located on the property line as required by Section
28			<u>5-1407(A).</u>
29	5 1 410	78 AT 1 4	
30 31	5-1410	Maint	tenance.
32		(A)	The owner, or his agent, shall be responsible for the maintenance, repair
33		(71)	and replacement of all required landscape materials and screening and
34			buffering as may be required by the provisions of this Section.
35			oursell as the foreign of the free three or the free free free free free free free fr
36		(B)	All plant material shall be tended and maintained in a healthy growing
37	1		condition, replaced when necessary and kept free of refuse and debris.
38			
39		(C)	Fences and walls shall be maintained in good repair. Openings within
10			the barriers may be required by the Zoning Administrator for
<b>1</b> 1			accessibility to an area for necessary maintenance.
<b>1</b> 2	E 1411	<b>35</b> . 30	(Cook Demosit Demoissoners In New of installation of the Land
<b>1</b> 3	5-1411		Cash Deposit Requirements. In lieu of installation of the landscape
14 15			als prior to occupancy, the applicant may post a bond acceptable to the y, conditioned upon satisfactory installation of the landscaping proposed in
45 46			y, conditioned upon satisfactory installation of the landscaping proposed in ideacape plan.
TU		uic iai	rascape plan.

 **5-1412 Appeals.** Any person aggrieved by a decision of the Zoning Administrator may appeal such decision in accordance with the provisions of Section 6-1700.

## 5-1413 Parking Lot Landscaping and Screening Requirements.

- (A) General. Parking lot landscape and screening plan shall comply with the general standards in Section 5-1403 and 5-1404.
  - (1) Existing vegetation which is suitable for use in compliance with the requirements of this Section when supplemented so as to provide planting and screening in accordance with the purpose and intent of this Section, may and should be used as required planting. Additionally, vegetation which fulfills the requirements set forth herein for exterior parking lot screening may also be counted toward fulfilling the requirements for buffer yards set forth in other sections of these regulations.
  - When non-residential parking lots, travelways, alleys, loading spaces and like uses adjoin land zoned or planned for residential use, there shall be an opaque barrier constructed to provide a separation between the two uses. This can be achieved by a solid type fence no less than six (6) feet in height, or with densely planted shrubs and berms to provide a visual barrier. Berms shall not exceed a slope of 2:1.

## (B) Interior Parking Lot Landscaping.

- (1) Any parking lot, excepting single bay parking lots of twenty (20) spaces or less, shall be provided with landscaped open space along the perimeter of the parking area or areas, in the minimum rate of one (1) canopy tree per ten (10) spaces which shall be so located that no parking space is more than eighty (80) feet from a portion of the landscaped open space or parking island more than eighty (80) feet from a canopy tree. Landscaped areas between parking areas and buildings shall not be considered as interior landscaping.
- (2) The primary landscaping materials used in parking lots shall be canopy trees. Where possible, grouping of such trees is encouraged. Shrubs and other live planting materials may be used to complement the tree landscaping, and shall count towards the required landscaping.

- (3) The landscaping areas shall be reasonably dispersed throughout the parking lot, and shall have a minimum width of six (6) feet measured from back of curb. There shall be a minimum six (6) foot wide (back of curb to back of curb) curbed landscape island at the end of every row of parking equal in length to the adjoining parking space.
- (4) There shall be a minimum of one (1) canopy tree per required landscape island. Where more than one island is combined in a linear configuration, canopy trees shall be provided at a minimum equal to the number of required landscape islands.
- (5) The interior dimensions of any planting area shall be sufficient to protect all landscaping materials planted therein; in any case a landscaped island shall be protected with a six (6) inch minimum curb.
- (6) Areas used principally for storage of vehicles do not require interior islands if such areas are screened from adjacent properties and public streets in accord with Section 5-1406 and 5-1407.
- (C) **Peripheral Parking Lot Landscaping.** If any parking lot contains ten (10) or more spaces peripheral parking lot landscaping shall be required as follows:
  - (1) When the property line abuts land other than street right-of-way.
    - (a) Except where otherwise stated in this Ordinance, a landscaping strip ten (10) feet in width measured from the edge of pavement, shall be located between the parking lot and the abutting property lines, except where driveways or other openings may necessitate other treatment.
    - (b) Parking and vehicular traffic circulation lanes shall be screened with either berming, landscaping, or a combination of both to a minimum height of thirty (30) inches. Berming height of thirty inches shall not exceed a minimum slope of 2:1.
    - (c) All service areas shall be screened from view through the use of evergreen plant materials and screen walls, compatible with the building design. Service area screen walls, solid fences or fences shall be softened

with climbing vines, shrubs, or other plant materials. Plantings shall be a minimum height of six (6) feet and totally screen at least 75% of any one wall surface (exclusive of gates).

- (d) All utility equipment (i.e. meters, pedestals, transformers, etc.) not within the screened service area shall have a natural evergreen planting screen provided, but such plantings shall be planned and installed so as not to hinder the installation or maintenance of such utility equipment.
- (e) Peripheral plantings shall include six (6) shrubs per forty (40) linear feet of abutting land, and one of, or a combination of the following, which need not necessarily be installed on center:
  - (i) One understory tree per fifteen (15) linear feet;
  - (ii) One canopy tree per thirty-five (35) linear feet.

## (2) Where the property line abuts the street right-of-way.

- (a) Except where otherwise stated in this Ordinance, a landscaping strip ten (10) feet in width, exclusive of a required sidewalk or trail, shall be located between the parking lot and right-of-way line.
- (b) Parking and vehicular traffic circulation lanes shall be screened with either berming, landscaping, or a combination of both to a minimum height of thirty (30) inches. Berming shall not have a slope steeper than 2:1.
- (c) All service and loading areas shall be screened from view through the use of evergreen plant materials and six (6) foot solid fences or screen walls compatible with the building design. Service and loading area screen walls or fences shall be softened with climbing vines, shrubs, or other plant materials. Plantings shall be a minimum mature height of six (6) feet at time of installation and totally screen at least seventy five percent (75%) of any one wall surface (exclusive of gates).
- (d) All utility equipment (i.e. meters, pedestals, transformers, etc.) not within the screened service area

shall have a natural evergreen planting screen provided, but such planting shall be planned and installed so as not to hinder the installation or maintenance of such utility equipment.

- (e) At least one (1) tree for each twenty-five (25) linear feet of land abutting any right-of-way shall be planted in the landscaping strip; however, this requirement shall not be construed as requiring the planting of trees on twenty-five (25) foot centers.
- (f) Where peripheral landscaping required by this Section conflicts with street planting regulations of the Virginia Department of Transportation, the more restrictive standards shall apply.
- (D) Requirements for Parking Lots in Residential Districts. Where parking lots for more than ten (10) cars are permitted or required in residential districts, the following provisions shall be complied with:
  - (1) The lot may be used only for parking and not for any type of commercial loading, sales, dead storage, repair work, dismantling or servicing.
  - (2) A ten (10) foot wide landscaped open space area adjoining any street line or any lot zoned or planned for residential uses shall be provided, guarded with wheel bumpers or curb and gutter and planted in grass and/or shrubs.

## ADJACENT LAND USE GROUPS

PROPOSED LAND USE GROUPS		1	7	3	4	æ	9	7	8	6	10	11	12	13
									:					
Group 1	N/A													
Dwelling, Single Family Detached														
Group 2				2	7	7	33	3	4	4	4	4	2	
Dwelling, Single Family Attached														
Group 3		+(	-	2	2	2	cc	33	4	4	4	4	2	
Dwelling, Multi-Family Congregate Housing Facility Continuing Care Facility Orphanage or other similar institutions														
Group 4	2	2	7	2	2		3	co	4	4	4	4	2	
Day Care Center Church, Chapel Nursery School Elementary School														

Section 5-1400 Buffering and Screening

July 18, 2006

## SECTION 5-1414(A) - BUFFER YARD AND SCREENING MATRIX

## ADJACENT LAND USE GROUPS

PROPOSED LAND USE GROUPS			77	m	4	ĸ	9	7	<b>00</b>	6	10	=======================================	10 11 12	13
Group 5	2	2	7	2	2	2	3 3	4	4		4	4	N/A	
Middle and High School Community & Recreation Center, and Library Auditorium, Performing Arts Center and Assembly Hall, and Theater (indoor) Municipal and Governmental Building and Structure Fire, Police, and Rescue Station Medical Care Facility Hospital	(00r)													
Group 6	2	7	2	7	7	N/A	N/A		N/A	В	4	4	4	N/A
Financial Institution Office Business Service Establishment Retail Sales Establishment Health & Fitness Center Funeral Home, Mortuary, Crematory Personal Service Establishment							·							
Group 7	$\omega$	8	$\omega$	3	33	N/A	N/A		N/A	Э	4	4	4	N/A
Restaurant Hotel and Motel														

Utility Transmission Facility
Public Utility Service Center,
Storage Yard
Telecommunication Facility
Radio & Television Broadcasting Station,
including Recording Studio
Municipal or Governmental Storage
Yards & Related Facility
Water Treatment and Distribution

Kennel, outdoor

Section 5-1400 Buffering and Screening

July 18, 2006

## ADJACENT LAND USE GROUPS

PROPOSED LAND USE GROUPS		1	7	3	4	z.	9	7	80	6	10	11	12	13	
Group 10	4	4	4	4	4	4	4	4	4	4	4	4	4		
Bus, Rail, and Truck Terminal Long Term Vehicle Storage Warehousing & Storage Facility Newspaper Offices and Distribution Service Lumber & Building Material Yard and Storage Facility Wholesale Trade Office and Storage Facility Heavy Equipment Sale, Rental, and Service Sand, Gravel, Coal & Earth Sales and Storage Facility Boat Sales, Storage and Service Recycling Center Vehicle Wholesale Auction											•				
Group 11	4	4	4	4	4	4	4	4	4	4	4	4	4		
Wholesale Printing Laundry, Cleaning, and Dyeing Plant															•

Facilities for Manufacturing, Processing,
Assembly, Packaging, Bottling, and
Canning

Section 5-1400 Buffering and Screening

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# SECTION 5-1414(A) - BUFFER YARD AND SCREENING MATRIX - ATTACHMENT A

## ADJACENT LAND USE GROUPS

PROPOSED LAND USE GROUPS		73	ю	4	9	7	00	6	10	Ħ	12	13
Group 12 4	4	4	4	4	4	4	4	4	4	4	4	
Asphalt or Concrete Mixing Plant General Construction Company, including Hauling, Road Paving, Roofing, and Sewer Metal Fabrication Shop Metal Salvage and Open Storage Yard and Operation Agriculture Processing Facility Outdoor Movie Theater Wood Processing Facility or Sawmill Forging Plant Rifle and Pistol Range, outdoor Sewage Treatment Facility Sanitary Landfill Rendering or Tanning Plants Petroleum or Chemical Refining or Production Ship Yards and Boat Manufacture Junk Yard Fuel Sales									•			
Group 13 2 N/A N/A	7	2	2	N/A	N/A	N/A	⋖	N/A	N/A	Z	N/A	N/A
Farming, including livestock and horticultural activity Fur Bearing Animal Raising Stable and Equestrian Center												

July 18, 2006

## SECTION 5-1414 B(1) BUFFER YARD TYPE 1

## FRONT YARD BUFFER WIDTH

## REQUIRED PLANT UNITS PER 100 LINEAL FEET

10' Minimum

2 Canopy Tree(s) 0 Understory Trees

0 Shrubs

0 Evergreen Trees

REAR YARD BUFFER WIDTH

10' Minimum

1 Canopy Tree(s) 4 Understory Trees

6 Shrubs

0 Evergreen Trees

SIDE YARD BUFFER WIDTH

5' minimum

0 Canopy Tree(s)

4 Understory Trees

6 Shrubs

0 Evergreen Trees

## SECTION 5-1414 B(2) BUFFER YARD TYPE 2

FRONT YARD BUFFER WIDTH

REQUIRED PLANT UNITS
PER 100 LINEAL FEET

15' Minimum 3 Canopy Tree(s)
2 Understory Trees
10 Shrubs

0 Evergreen Trees

REAR YARD BUFFER WIDTH

20' minimum 2 Canopy Tree(s) 6 Understory Trees

10 Shrubs (75% of which must be evergreens)

0 Evergreen Trees

SIDE YARD BUFFER WIDTH

15' minimum 2 Canopy Tree(s) 3 Understory Trees

8 Shrubs (75% of which must be evergreens)

0 Evergreen Trees